

FILED  
U.S. DISTRICT COURT  
SAVANNAH DIV.

IN THE UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF GEORGIA 2016 NOV -1 PM 12:06  
SAVANNAH DIVISION

ELLIS REESE,

)

CLERK

*[Signature]*  
SO. DIST. OF GA.

Plaintiff,

)

v.

)

CASE NO. CV416-121

CITY OF SAVANNAH; MAYOR EDDIE )  
DELOACH, in his official )  
capacity; CHIEF JOSEPH H. )  
LUMPKIN, individually and in )  
his official capacity; and )  
JOHN DOES 1-4;

)

Defendants.

)

O R D E R

Before the Court is Plaintiff Ellis Reese's Notice of Voluntary Dismissal. (Doc. 9.) Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), a plaintiff may dismiss an action by filing "a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment." Because no Defendant has filed either an answer or motion for summary judgment in this case, Plaintiff's request is **GRANTED** and this action is **DISMISSED WITHOUT PREJUDICE** with each party to bear its own fees and costs. The Clerk of Court is **DIRECTED** to close this case.

SO ORDERED this 31<sup>st</sup> day of October 2016.

*[Signature]*  
WILLIAM T. MOORE, JR.  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA